

## **CITY OF HAYWARD**

### **AGENDA REPORT**

AGENDA DATE 04/25/06

AGENDA ITEM 3

WORK SESSION ITEM           

**TO:** Mayor and City Council

**FROM:** Director of Public Works

**SUBJECT:** Transportation Development Act (TDA) Article 3 Funds: Wheelchair Ramps - Authorization to File Application

#### **RECOMMENDATION:**

It is recommended that the City Council adopt the attached resolution that authorizes the filing of a funding application with the Metropolitan Transportation Commission (MTC) for the construction of wheelchair ramps.

#### **BACKGROUND:**

Each year, TDA funds are made available to the cities within Alameda County for construction of bicycle paths, sidewalks, wheelchair ramps, and other pedestrian facilities. One of the conditions for MTC approval of TDA funding is the submittal of a resolution by the governing body of the City authorizing the filing of an application for funds and making specific findings regarding eligibility.

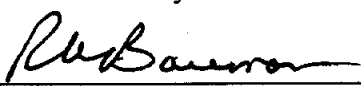
Consistent with past City practice, staff plans to submit a grant application to the MTC for construction of wheelchair ramps at various locations for fiscal year 2006-07. The various ramp locations were selected in accordance with the Curb Ramp Guidelines established in the City's Americans with Disabilities Act (ADA) Transition Plan. The City is now able to begin completing all the intersections in specific neighborhoods due to the success of the program in prior years. The proposed locations for wheelchair ramp installation in the Tennyson Road, Winton Grove, and Thelma neighborhoods are illustrated in Exhibit A. For cost effectiveness, this method of concentrating on a few of the selected areas was chosen over installing the ramps in location within several neighborhoods.

Alameda County has provided a preliminary estimate of \$142,947 in TDA Article 3 funds for the City to construct the project. The TDA funds will be approved by the MTC upon receipt of the City's final project application. This final application, which is due by May 19, 2006, will include the City Council's resolution authorizing the filing of the application, as required by the MTC. MTC approval is expected in late June 2006 with funds being available after July 1, 2006.

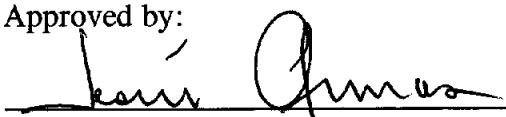
Prepared by:

  
Morad Fakhrai, Deputy Director of Public Works

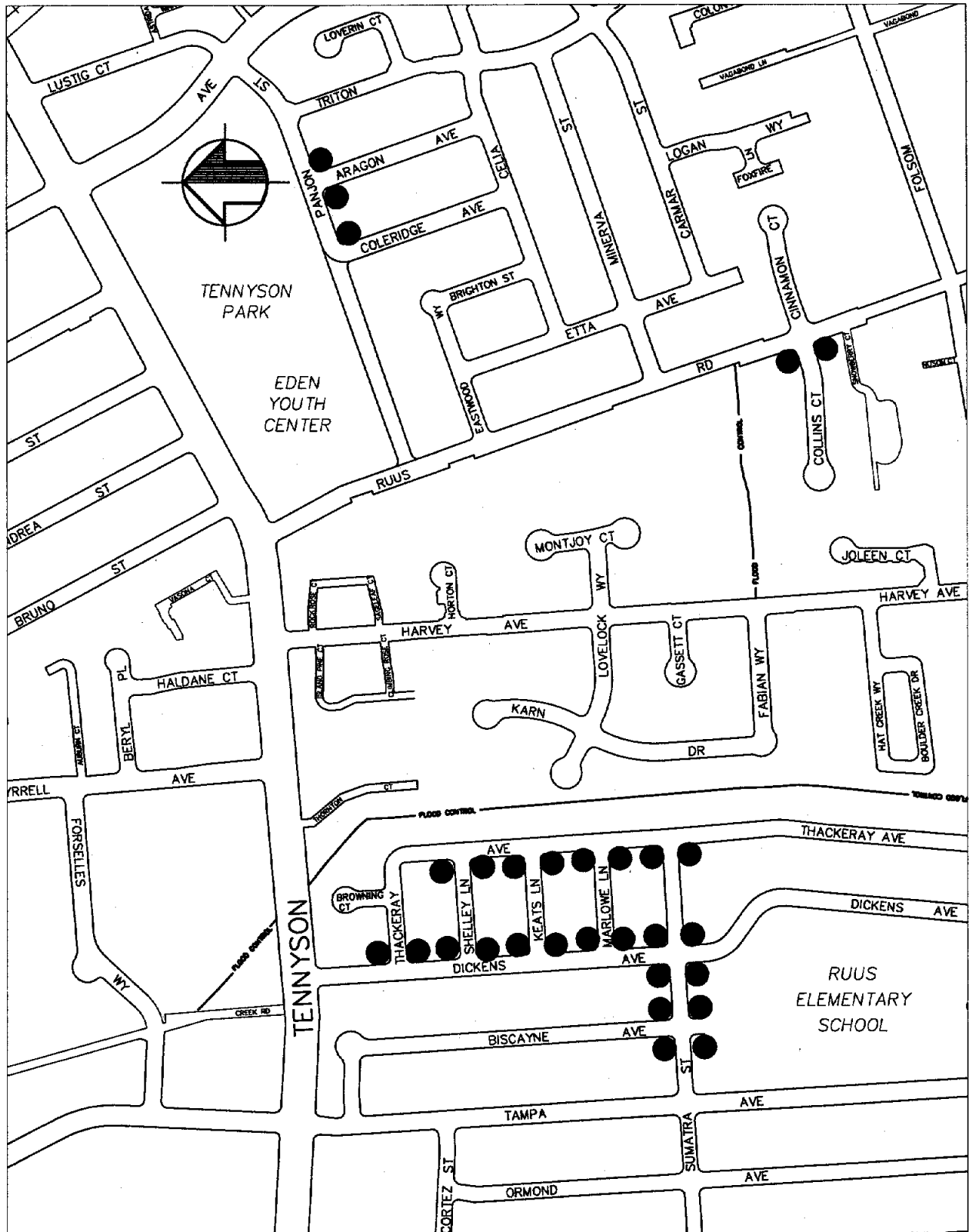
Recommended by:

  
Robert A. Bauman, Director of Public Works

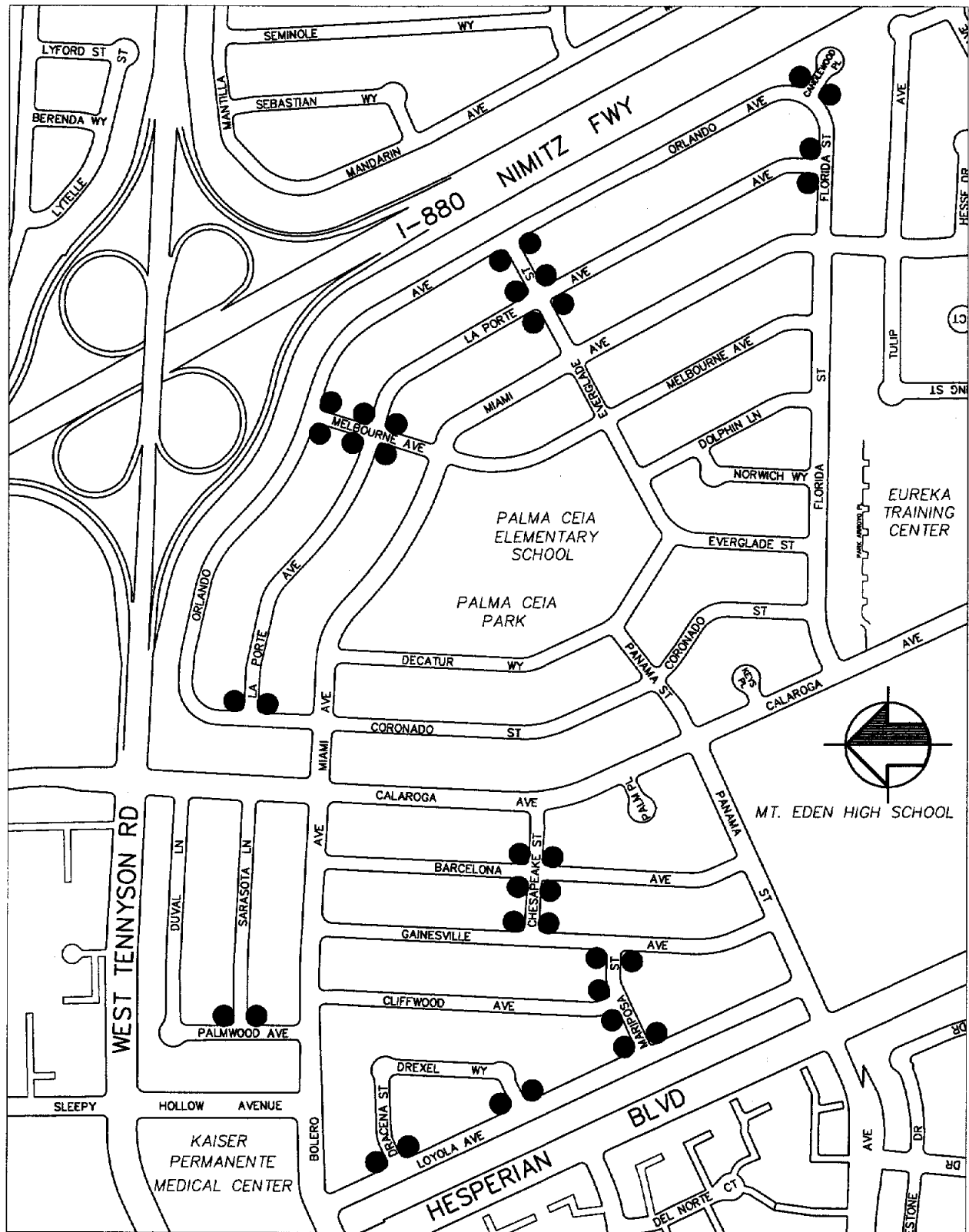
Approved by:

  
Jesús Armas, City Manager

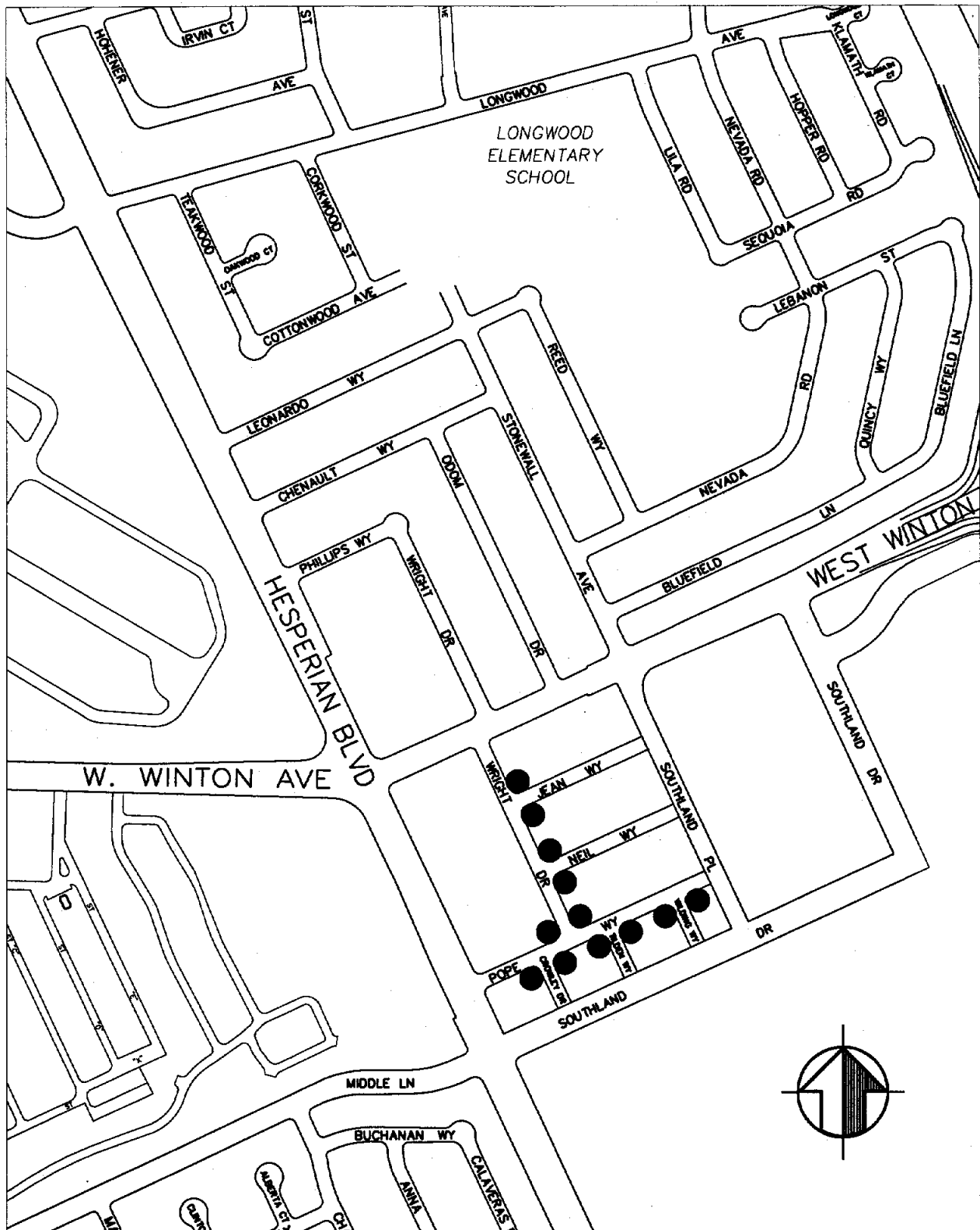
Attachments: Exhibit A: Wheelchair Ramps Location Maps: Tennyson Road and Winton  
Grove/Thelma Neighborhoods



**DISTRICT 6 - LOCATION MAP  
WHEELCHAIR RAMPS 2006/07**



**DISTRICT 6 - LOCATION MAP  
WHEELCHAIR RAMPS 2006/07**



**DISTRICT 9 - LOCATION MAP  
WHEELCHAIR RAMPS 2006/07**

**DRAFT** NH 4/20/06

**HAYWARD CITY COUNCIL**

**RESOLUTION NO. 06-**

**Introduced by Council Member \_\_\_\_\_**

**RESOLUTION AUTHORIZING THE CITY MANAGER TO  
SUBMIT AN APPLICATION TO THE METROPOLITAN  
TRANSPORTATION COMMISSION FOR  
TRANSPORTATION DEVELOPMENT ACT. ARTICLE 3.  
PEDESTRIAN/BICYCLE PROJECT FUNDING FOR  
2006/2007**

WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code (PUC) Section 99200 et seq., authorizes the submission of claims to a regional transportation planning agency for the funding of projects exclusively for the benefit and/or use of pedestrians and bicyclists; and

WHEREAS, the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No. 875, Revised, entitled "Transportation Development Act, Pedestrian/Bicycle Projects," which delineates procedures and criteria for submission of requests for the allocation of "TDA Article 3" funding; and

WHEREAS, MTC Resolution No. 875, Revised requires that requests for the allocation of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from each county in the San Francisco Bay region; and

WHEREAS, the City of Hayward desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Attachment B to this resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists; and

NOW, THEREFORE, BE IT RESOLVED that the City of Hayward declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code.

BE IT FURTHER RESOLVED that there is no pending or threatened litigation that might adversely affect the project or projects described in Attachment B to this resolution, or that might impair the ability of the City of Hayward to carry out the project.

BE IT FURTHER RESOLVED that the City of Hayward attests to the accuracy of and approves the statements in Attachment A to this resolution.

BE IT FURTHER RESOLVED that a certified copy of this resolution and its attachments, and any accompanying supporting materials shall be forwarded to the congestion management agency, countywide transportation planning agency, or county association of governments, as the case may be, of Alameda County for submission to MTC as a part of the countywide coordinated TDA Article 3 claim.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2006

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_  
City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
Acting City Attorney of the City of Hayward

## ATTACHMENT A

1. That the City of Hayward is not legally impeded from submitting a request to the Metropolitan Transportation Commission for the allocation of Transportation Development Act (TDA) Article 3 funds, nor is the City of Hayward legally impeded from undertaking the project(s) described in "Attachment B" of this resolution.
2. That the City of Hayward has committed adequate staffing resources to complete the project(s) described on Attachment B.
3. A review of the project(s) described in Attachment B has resulted in the consideration of all pertinent matters, including those related to environmental and right-of-way permits and clearances, attendant to the successful completion of the project(s).
4. Issues attendant to securing environmental and right-of-way permits and clearances for the projects described in Attachment B have been reviewed and will be concluded in a manner and on a schedule that will not jeopardize the deadline for the use of the TDA funds being requested.
5. That the project(s) described in Attachment B comply with the requirements of the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et seq.), and that the City of Hayward is in possession of the document(s) supporting such compliance, said document(s) having been made available to for public review and stamped by the County Clerk or County Recorder of the county in which the claimant is located.
6. That as portrayed in the budgetary description(s) of the project(s) in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the project(s).
7. That the project(s) described in Attachment B are for capital construction and/or design engineering.
8. That the project(s) described in Attachment B are ready to commence implementation during the fiscal year of the requested allocation.
9. That the City of Hayward agrees to maintain, or provide for the maintenance of, the project(s) and facilities described in Attachment B, for the benefit of and use by the public.



Resolution No.  
Attachment B

**TDA Article 3 Project Application Form**

Fiscal Year of this Claim: 2006 / 2007      Applicant: City of Hayward

Contact person: Morad Fakhrai

Mailing Address: 777 B Street, Hayward CA 94541

E-Mail Address: morad.fakhrai@hayward-ca.gov      Telephone: 510-583-4740

Secondary Contact (in event primary not available): Roxy Carmichael-Hart

E-Mail Address: roxy.carmichael-hart@hayward-ca.gov      Telephone: 510-583-4781

Short Title Description of Project: Installation of wheelchair ramps

Amount of claim: \$ 142,947

Functional Description of Project:  
Installation of wheelchair ramps in 3 districts - Tennyson Road; Winton Grove;  
Thelma neighborhood to provide ADA required access

**Financial Plan:**

List the project elements for which TDA funding is being requested (e.g., planning, environmental, engineering, right-of-way, construction, inspection, contingency, audit). Use the table below to show the project budget. Include prior and proposed future funding of the project. If the project is a segment of a larger project, include prior and proposed funding sources for the other segments.

**Project Elements:**

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3	695,234	142,947	84,000	84,000	1,006,181
list all other sources:	135,000		36,000	36,000	207,000
1.					
2.					
3.					
4.					
<b>Totals</b>	<b>830,234</b>	<b>142,947</b>	<b>120,000</b>	<b>120,000</b>	<b>1,213,181</b>

Project Eligibility:	YES?/NO?
A. Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated).	Yes
B. Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	Yes
C. For "bikeways," does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: <a href="http://www.dot.ca.gov">http://www.dot.ca.gov</a> ).	n/a
D. Has the project been reviewed by a Bicycle Advisory Committee? (If "NO," provide an explanation).	n/a
E. Has the public availability of the environmental compliance documentation for the project (pursuant to CEQA) been evidenced by the dated stamping of the document by the county clerk or county recorder? (required only for projects that include construction).	Yes
F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) _____	Yes
G. Have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: _____)	Yes

Attachment B

**TDA Article 3 Project Application Form  
Explanatory Comments Page**

**Short Title Description of Project: Installation of Wheelchair Ramps**

Enter explanatory comments below, as required due to certain "Yes" or "No" answers to items "A" through "G" on the Project Application Form, or to provide information that will not fit on the application form, or to provide information that will clarify any potential confusion concerning the scope, cost or schedule of the project.

A. Project is ongoing in response to direction from City Council.

D. Project is not a bicycle project.